

1 [Counsel Listed Below]
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO
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12 UniRAM TECHNOLOGY, INC., a California
13 corporation,

Case No. CV 04-01268-VRW

14 Plaintiff,

**STIPULATION AND [PROPOSED]
ORDER RE: EVIDENTIARY
EXCLUSIONS**

15 v.

16 MONOLITHIC SYSTEM TECHNOLOGY, a
17 Delaware corporation; TAIWAN
18 SEMICONDUCTOR MANUFACTURING
COMPANY LTD., a Taiwan corporation, and
TSMC NORTH AMERICA, a California
corporation,

19 Defendants.

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22 **STIPULATED MOTION AND [PROPOSED] ORDER RE:
23 EVIDENTIARY EXCLUSIONS**

24 WHEREAS plaintiff UniRAM Technology, Inc. ("UniRAM"), and defendants
25 Taiwan Semiconductor Manufacturing Company, Ltd. and TSMC North America (collectively
26 "TSMC") have met and conferred in an effort to streamline issues for trial and reduce the number
27 of *in limine* requests filed in this case;

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STIPULATION AND [PROPOSED] ORDER RE:
EVIDENTIARY EXCLUSIONS

Case No. CV-04-01268 VRW

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1 IT IS HEREBY STIPULATED THAT, UniRAM and TSMC jointly move for and
 2 stipulate to entry of an order as follows:

3 1. UniRAM will not raise allegations or offer evidence or testimony that any
 4 individual employed by or affiliated with TSMC delayed fabrication of UniRAM designs for
 5 purposes of securing an improper payment from, or investment opportunity in, UniRAM.

6 2. UniRAM will not present evidence or testimony of damages arising from
 7 revenues earned by TSMC on the sale of TSMC parts numbers TMT292 and TMR724.

8 3. Neither party will raise allegations or offer evidence or testimony or
 9 comment from counsel that it has been injured by or incurred litigation expenses or distraction
 10 arising from this case, or that the opposing party has engaged in excessive litigation practices
 11 such as the number of deposition days or the number of motions.

12 4. Neither party will raise allegations or offer evidence or comment from
 13 counsel regarding requests for in limine rulings, or the Court's decision on those requests.
 14 However, proper objections may be raised based on any limine orders issued by the Court, and
 15 the Court's limitations may be referenced as appropriate.

16 5. Neither party will raise allegations or offer evidence or comment from
 17 counsel or any reference whatsoever regarding the presence in the courtroom of any persons other
 18 than: witnesses, counsel, corporate representatives, and court personnel. This prohibition
 19 includes but is not limited to jury consultants.

20 6. Neither party may comment or offer testimony that constitutes a direct or
 21 indirect comment on the law firm or lawyers representing any party including, without limitation,
 22 references to the size of the law firm, the geographic location of the law firm's offices, other
 23 matters handled by the law firm, or other clients or types of clients represented by the law firm or

1 lawyers representing any party. This also includes the nature of any party's fee arrangement with
2 its counsel.

3 The immediately undersigned counsel attests that the contents of this document are
4 acceptable to all persons required to sign the document.
5

6 Dated: August 24, 2007

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28 Attorneys for Plaintiff/Counterdefendant
UniRAM TECHNOLOGY, INC.

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2 Dated: August 24, 2007
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By: s/Edward R. Reines
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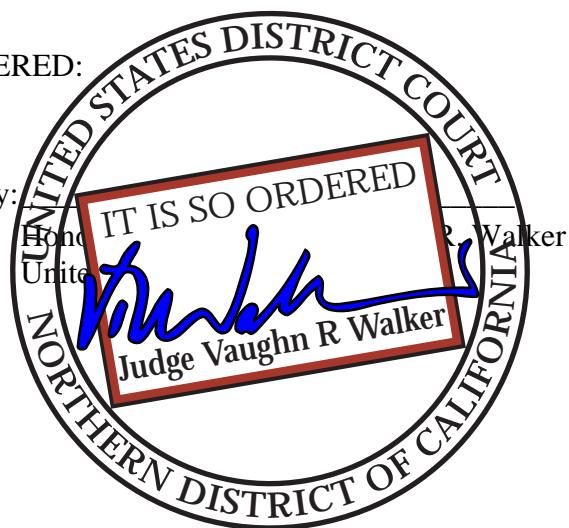
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8 Attorneys for Defendants/Counterplaintiffs
9 TAIWAN SEMICONDUCTOR
MANUFACTURING COMPANY, LTD, and
10 TSMC NORTH AMERICA
11

12 PURSUANT TO STIPULATION, IT IS SO ORDERED:
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14 Dated: Aug. 28, 2007
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16 By:
17 Hon. Vaughn R. Walker
18 United States District Court
19 Northern District of California
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STIPULATION AND [PROPOSED] ORDER RE:
EVIDENTIARY EXCLUSIONS